

AMENDED IN SENATE SEPTEMBER 10, 2003

AMENDED IN ASSEMBLY JUNE 3, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1588

Introduced by ~~Committee on Public Employees, Retirement and Social Security~~ (Negrete McLeod (Chair), Levine (Vice Chair), Chan, Correa, Kehoe, and Laird) Assembly Member Negrete McLeod
(Coauthor: Assembly Member Longville)

February 21, 2003

~~An act relating to state employees. An act to add Sections 1798.106 and 1798.1655 to the Health and Safety Code, relating to emergency medical services, and declaring the urgency thereof, to take effect immediately.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1588, as amended, ~~Committee on Public Employees, Retirement and Social Security~~ Negrete McLeod. ~~State employees: memorandum of understanding~~ Emergency medical services: accreditation of facilities.

The Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act establishes a statewide system for the provision of emergency medical services by creating within the California Health and Human Services Agency the Emergency Medical Services Authority, which is responsible for the coordination and integration of all state activities concerning emergency medical services.

Existing law authorizes each county to designate a local emergency medical services (EMS) agency for the establishment and administration of an emergency medical services program in the county.

Existing law authorizes a local EMS agency to designate and contract with hospitals or other entities, as specified, to provide medical direction of prehospital emergency medical care personnel within its jurisdiction, either as base hospitals or alternative base stations. Existing law also authorizes local EMS agencies to designate trauma facilities as part of their trauma care system.

Existing state regulations require that these designated hospitals, other entities, or trauma facilities designated pursuant to existing law be accredited by the Joint Commission on Accreditation of Healthcare Organizations.

This bill would provide that a general acute care hospital, an alternative base station, or a trauma facility may be accredited, for purposes of existing law, by any accrediting organization that has been granted deemed status as an accrediting organization by the Centers for Medicare and Medicaid Services.

This bill would declare that it is to take effect immediately as an urgency statute.

~~Existing law provides that if any provision of a memorandum of understanding reached between the state employer and a recognized employee organization representing state civil service employees requires the expenditure of funds, those provisions of the memorandum of understanding shall not become effective unless approved by the Legislature in the annual Budget Act.~~

~~This bill would approve provisions that require the expenditure of funds of a memorandum of understanding entered into between the state employer and an unspecified employee organization, and would provide that the provisions of any memorandum of understanding that require the expenditure of funds shall become effective even if the provisions of the memorandum of understanding are approved by the Legislature in legislation other than the annual Budget Act.~~

~~This bill would provide that provisions of the memorandum of understanding approved by this bill that require the expenditure of funds shall not take effect unless funds for these provisions are specifically appropriated by the Legislature, and would provide that if funds for these provisions are not specifically appropriated by the Legislature, the state employer, and the affected employee organization shall meet and confer to renegotiate the affected provisions.~~



Vote: ~~majority~~ ^{2/3}. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1.—The Legislature finds and declares that the~~

SECTION 1. Section 1798.106 is added to the Health and Safety Code, to read:

1798.106. A general acute care hospital designated pursuant to Section 1798.100, or an alternative base station approved pursuant to Section 1798.105, may, for purposes of this chapter, be accredited by any accrediting organization that has been granted deemed status as an accrediting organization by the Centers for Medicare and Medicaid Services.

SEC. 2. Section 1798.1655 is added to the Health and Safety Code, to read:

1798.1655. A trauma facility designated pursuant to Section 1798.165 may, for purposes of this chapter, be accredited by any accrediting organization that has been granted deemed status as an accrediting organization by the Centers for Medicare and Medicaid Services.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to ensure the continuity of emergency medical services by permitting hospitals, alternative base stations, and trauma facilities to operate under nationally recognized accreditation similar to that provided by the Joint Commission on Accreditation of Healthcare Organizations, it is necessary that this act take effect immediately.

~~purpose of this act is to approve an agreement pursuant to Section 3517 of the Government Code entered into by the state employer and an unspecified employee organization.~~

~~SEC. 2.—The provisions of the memorandum of understanding prepared pursuant to Section 3517.5 of the Government Code and entered into by the state employer and State Bargaining Unit ———, and that require the expenditure of funds, are hereby approved for the purposes of Section 3517.6 of the Government Code.~~

1 ~~SEC. 3. The provisions of the memorandum of understanding~~
2 ~~approved by Section 2 of this act that are scheduled to take effect~~
3 ~~on or after July 1, 2003, and that require the expenditure of funds,~~
4 ~~shall not take effect unless funds for these provisions are~~
5 ~~specifically appropriated by the Legislature. In the event that funds~~
6 ~~for these provisions are not specifically appropriated by the~~
7 ~~Legislature, the state employer and the affected employee~~
8 ~~organization shall meet and confer to renegotiate the affected~~
9 ~~provisions.~~

10 ~~SEC. 4. Notwithstanding Section 3517.6 of the Government~~
11 ~~Code, the provisions of any memorandum of understanding that~~
12 ~~require the expenditure of funds shall become effective even if the~~
13 ~~provisions of the memorandum of understanding are approved by~~
14 ~~the Legislature in legislation other than the annual Budget Act.~~

